

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 11:00 A.M. Present: Honorable William A. Stone, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Rebecca A. Wiseman, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Yolanda I. Grigsby, Deputy Clerk.

F030338 Smith v. Superior Court, Tuolumne County; Tuolumne County Human Services Agency

Cause called and argued by Patrick M. Angermiller, Esq., counsel for petitioner. Gregory J. Oliver, Esq., Deputy County Counsel, counsel for real party waived oral argument.

Cause ordered submitted.

The court reconvened in its courtroom at 2:00 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable William A. Stone, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Anthony Lauria, Deputy Clerk.

F024030 Metropolitan Life Insurance Company v. Calfarm Insurance Company et al.

Cause called and argued by E. Robert Wright, Esq., counsel for appellant and by Peter Abrahams, Esq., counsel for respondent Calfarm Insurance Company and by Alan H. Barbanel, Esq., counsel for respondent General Reinsurance Corp. et al.

Cause ordered submitted.

At this point Ardaiz, P.J. directs Stone (W.A.), J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Wiseman, J.

F026609 Handley v. Wilbur-Ellis Company

Cause called and argued by Alfred Lombardo, Esq., counsel for appellant and by James E. Ratcliff, Jr., Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Friday, May 15, 1998 at 10:00 A.M.

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F030231 People v. Duran

No brief having been filed by appellant after notice duly given under rule 17(c) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F029123 People v. Jaramillo
F030803 In re Arnold G. Jaramillo

The above-entitled actions are ordered consolidated.

F029185 In re Trinidad P., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F028735 In re Victoria S., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F026176 People v. McCormack

The judgment is affirmed. Levy, J.

We concur: Ardaiz, P.J.; Stone (W.A.), J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F028069 People v. Barnes

The judgment of conviction is affirmed. The judgment is reversed insofar as it concerns the findings that defendant suffered four prior felony convictions and two serious felony convictions; the trial court is directed to vacate defendant's admission of said convictions and to conduct further proceedings on the related allegations. After such proceedings are concluded, the court shall resentence defendant.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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- F028859** **People v. Warner**
 The judgment is affirmed.
 By the Court.
 [NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F028403** **People v. Garcia Jr.**
 The judgment is affirmed.
 By the Court.
 [NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F025349** **People v. Trevino**
 Appellant's petition for rehearing filed herein is denied.